

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
TRENTON VICINAGE

ASSOCIATION OF NEW JERSEY  
RIFLE & PISTOL CLUBS, INC.,  
BLAKE ELLMAN, and ALEXANDER  
DEMBOWSKI,

*Plaintiffs,*

v.

GURBIR GREWEL, in his official  
capacity as Attorney General  
of New Jersey, PATRICK J.  
CALLAHAN, in his official  
capacity as Superintendent of  
the New Jersey Division of  
State Police, THOMAS WILLIVER,  
in his official capacity as  
Chief of Police of the Chester  
Police Department, JAMES B.  
O'CONNOR, in his official  
capacity as Chief of Police of  
the Lyndhurst Police  
Department,

*Defendants.*

Hon. Peter G. Sheridan, USDJ  
Hon Lois H. Goodman, USMJ

Docket: 3:18-1507 (PGS) (LHG)

CIVIL ACTION  
(ELECTRONICALLY FILED)

Return Date: March 18, 2019

STATEMENT IN LIEU OF BRIEF

Defendant, JAMES B. O'CONNOR, in his official capacity as  
Chief of Police of the Lyndhurst Police Department, joins in the  
Motion for Summary Judgment filed by co-Defendants, GURBIR GREWEL  
and PATRICK J. CALLAHAN (ECF No. 84), and adopts the positions and  
arguments set forth by the co-Defendants in their brief in support  
of the motion as if fully set forth herein.

Chief O'Connor has been named in the litigation in his official capacity as the Chief of Police for the Lyndhurst Police Department. The Lyndhurst Township Police department was established pursuant to N.J.S.A. 40A:14-118. The general responsibilities of the Lyndhurst Township Police department include "enforce[ing] all federal, state and local laws and ordinances within department jurisdiction." Appendix 2 of the Lyndhurst Civil Code, Section 3:1.5.

The allegations set forth in the Complaint as against each of the Defendants do not turn on the individual actions of any of the Defendants. All arguments advanced by co-Defendants, Gurbir Grewal and Patrick J. Callahan, are equally applicable to Chief O'Connor and the Lyndhurst Police Department who are charged with enforcing New Jersey state law.

In view of the above, and to reduce the burden on this Court and with respect to repetitive filings, Chief O'Connor respectfully joins in and adopts the Motion for Summary Judgment filed by co-Defendants, Gurbir Grewal and Patrick J. Callahan, (ECF No. 84) and, adopts by reference each and every argument set forth in said motion papers. Chief O'Connor respectfully requests this Honorable Court deem said Motion for Summary Judgment as Defendant's responsive pleading, with such further relief as the Court may deem proper and just.

Respectfully submitted,

By: Jennifer Alampi /s/

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*Attorneys for Defendant,  
JAMES B. O'CONNOR, in his  
official capacity as Chief of  
Police of the Lyndhurst Police  
Department*

Dated: February 14, 2019